

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

NO. CR15-0259JLR

Plaintiff,

ORDER CONTINUING TRIAL DATE

v.

JUAN LUIS NUNEZ AISPURO,

Defendant.

THIS MATTER came before the Court for a status conference on May 16, 2017. Defendant was present with counsel.

As set forth at the hearing as well as in prior status conference memoranda, this case involved a significant quantity of discovery in this matter. While discovery has been previously produced by the government to a court-appointed discovery coordinator, counsel for Defendant has only just received the discovery, and will require a considerable period of time to review and digest the material. Review of the discovery with Defendant is further complicated by the need to use a translator.

Defendant has already filed a written waiver of his speedy trial rights and requests a continuance of the trial date. The government has no objection.

Based on the foregoing, and being otherwise fully advised, the Court finds and rules as follows:

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- 1 1. Defense counsel needs additional time to evaluate the considerable volume of
2 discovery, evaluate possible motions and prepare a defense. Proceeding to trial
3 without providing a continuance would result in a miscarriage of justice,
4 pursuant to 18 U.S.C. § 3161(h)(7)(B)(I).
- 5 2. Taking into account the exercise of due diligence, a continuance is necessary to
6 allow Defendant a reasonable time for effective preparation of his defense.
7 18 U.S.C. § 3161(h)(7)(B)(iv).
- 8 3. The Court finds that the ends of justice served by granting a continuance in this
9 matter outweighs the best interests of the public and Defendant in a speedy
10 trial. 18 U.S.C. § 3161(h)(7)(A).

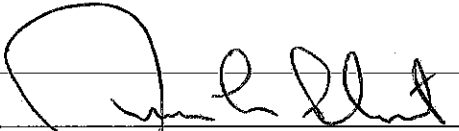
11 NOW, THEREFORE, it is hereby:

12 ORDERED that the trial date is continued from July 10, 2017 to December 18,
13 2017.

14 ORDERED that pretrial motions will be filed no later than Nov. 17, 2017. *per*

15 ORDERED that the resulting period of delay from the present to December 18,
16 2017 is hereby excluded for speedy trial purposes pursuant to 18 U.S.C. § 3161(h)(7)(A)
17 and (B).

18 DATED this 18th day of May, 2017.

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20 
21 The Honorable James L. Robart
22 U.S. District Court Judge

23 Presented by:

24 ANNETTE L. HAYES, United States Attorney

25 By: Vincent T. Lombardi
26 Vincent T. Lombardi, AUSA

27 Michael S. Kolker
28 MICHAEL S. KOLKER

1 Attorney for Defendant

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